

**SUPREME COURT MINUTES  
THURSDAY, APRIL 25, 2002  
SAN FRANCISCO, CALIFORNIA**

S102527      The People, Petitioner

v.

The Superior Court of Marin County, Respondent  
Patrick Henry Ghilotti, Real Party in Interest

Insofar as the order issued by this court on December 12, 2001, stays Ghilotti's release from a secure mental health facility, the stay is extended pending the superior court's determination, pursuant to the views expressed herein, whether to dismiss the 2001 recommitment petition as legally insufficient, or to go forward with recommitment proceedings under the SVPA. The order of the Court of Appeal, summarily denying the petition for mandamus, is vacated. Good cause appearing, the cause is remanded to the Court of Appeal with directions (1) to issue a writ of mandamus vacating the order of the superior court dismissing the 2001 recommitment petition, and (2) to remand the matter to the trial court with directions (a) to review the designated evaluators' reports for material legal error, as set forth in footnote 10 of this opinion, and (b) thereafter to proceed in accordance with the views set forth in this opinion.

Baxter, J.

We Concur:

George, C.J.

Kennard, J.

Chin, J.

Concurring Opinion by Werdegarr, J.

Concurring and Dissenting Opinion by Moreno, J.

I Concur:

Brown, J.

4th Dist. David Eugene Harrell, Petitioner  
E031366 v.  
Div. 2 Riverside County Superior Court, Respondent  
S105790 People, Real Party in Interest  
Application for stay and petition for review DENIED.  
Brown, J., is of the opinion the application and petition should be granted.

S026614 People, Respondent  
v.  
James Gregory Marlow, Appellant  
On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's supplemental reply brief is extended to and including May 20, 2002.

S038499 People, Respondent  
v.  
Steven M. Bell, Appellant  
Good cause appearing, counsel's request for an extension of time in which to file the appellant's opening brief is granted to June 21, 2002. The court anticipates that after that date, only three further extensions totaling 180 additional days will be granted. Counsel is ordered to inform his or her assisting attorney or entity, if any, and any assisting attorney or entity of any separate counsel of record of this schedule, and take all steps necessary to meet this schedule.

S041008 People, Respondent  
v.  
Jaime Armando Hoyos, Appellant  
On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to and including June 24, 2002.

S099231      In re Clifford Stanley Bolden  
   on  
   Habeas Corpus

Good cause appearing, and based upon Deputy Attorney General Frances Marie Dogan's representation that she anticipates filing the informal response by May 10, 2002, counsel's request for an extension of time in which to file that informal response is granted to May 10, 2002. After that date, no further extension is contemplated.

S105966      Citibank et al., Petitioners  
   v.  
   San Francisco County Superior Court, Respondent  
   Thomas E. Slayton et al., Real Parties in Interest

The above entitled matter is transferred to the Court of Appeal, First Appellate District.